

Court of Appeals, State of Michigan

ORDER

Michigan Regional Council of Carpenters Local 525 v Dream Builder

Docket No. 276680

LC No. 04-000080

Christopher M. Murray
Presiding Judge

Kurtis T. Wilder

Brian K. Zahra
Judges

The Court orders, pursuant to MCR 7.206(E)(3), that the petition to enforce the March 6, 2006 order of the Michigan Employment Relations Commission ("MERC") is GRANTED. Where, as here, respondent has not filed a timely petition for review of the MERC decision, there is a statutory presumption that the commission's order is supported by competent, material, and substantial evidence on the whole record. See MCL 423.23(e). Since we find there is "some evidence" in the record to support the commission's decision, extending the statutory presumption to this commission order is appropriate. See *Jeanette v Stadium Management Company*, 117 Mich App 240, 244-245; 323 NW2d 308 (1982).

This order shall have immediate effect. MCR 7.215(F)(2).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAY 23 2007

Date

Sandra Schultz Mengel
Chief Clerk